

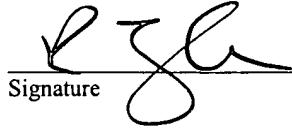
IFW

PATENT  
065618.0108

Pursuant to 37 C.F.R. 1.8, I hereby certify that I have information and a reasonable basis for belief that this correspondence will be deposited as first-class mail with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 10, 2004.

Signature

Date



9-10-04

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

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Hieb, Larry E.

§

Group No.: 3653

Serial No.: 10/636,032

§

Examiner: Not Yet Assigned

Filed: August 7, 2003

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Invention: Self-Learning Depth Logic for  
Multi-Depth Vendor Control

§

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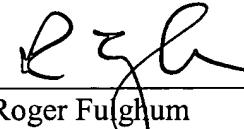
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## INFORMATION DISCLOSURE STATEMENT

Applicant respectfully requests, pursuant to 37 C.F.R. §§1.56, 1.97 and 1.98, that the art listed on the attached PTO-1449 form be considered and cited in the examination of the above-identified application. Pursuant to 37 C.F.R. §§1.97(g) and (h), no representation is made that these references are material to the patentability of the present application. In accordance with the guidance provided in 1276 Off. Gaz. Pat. Off. 55, copies of the U.S. patents identified in the attached PTO-1449 are not included herewith.

The information disclosure statement submitted herewith is being submitted before the mailing of the earlier of the first office action on the merits, the mailing date of a final office action, or a notice of allowance. Applicant notes, pursuant to 37 C.F.R. §§ 1.97(c)(1) and (e)(1), that each item of information contained in this information disclosure statement was first cited in a counterpart foreign application not more than three months before the filing of this information disclosure statement. Applicant believes that no fee is required. If a fee is required, please charge any fee to Deposit Account No. 02-0383 of Baker Botts L.L.P.

Respectfully submitted,



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Attorney Docket No.: 065618.0108

Date: September 10, 2004



|  |                 |                |                |  |
|--|-----------------|----------------|----------------|--|
| PTO-1449<br><br>Information Disclosure Citation<br>in an Application | Application No. | Applicant(s)   |                |  |
|  | 10/636,032      | Larry E. Hieb  |                |  |
|  | Docket Number   | Group Art Unit | Filing Date    |  |
|  | 065618.0108     | 3653           | August 7, 2003 |  |

#### U.S. PATENT DOCUMENTS

|  |   | DOCUMENT NO.     | DATE     | NAME                 | CLASS | SUBCLASS | FILING DATE |
|--|---|------------------|----------|----------------------|-------|----------|-------------|
|  | A | 3,556,345        | 01/19/71 | Rowekamp             | 221   | 242      | 05/27/68    |
|  | B | 3,674,175        | 07/04/72 | Jaquish              | 221   | 92       | 11/12/70    |
|  | C | 3,684,131        | 08/15/72 | Kurimsky             | 221   | 242      | 04/22/70    |
|  | D | 3,757,998        | 09/11/73 | Millies et al.       | 221   | 242      | 12/08/71    |
|  | E | 3,883,038        | 05/13/75 | Bookout              | 221   | 67       | 11/12/73    |
|  | F | 4,096,969        | 06/27/78 | Ragusa               | 221   | 199      | 05/09/77    |
|  | G | 4,168,784        | 09/25/79 | Heier                | 221   | 125      | 10/05/77    |
|  | H | 4,254,892        | 03/10/81 | Lee                  | 221   | 90       | 08/06/79    |
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|  | J | 4,846,367        | 07/11/89 | Guigan et al.        | 221   | 81       | 07/01/87    |
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|  | L | 4,986,615        | 06/22/91 | Hieb et al.          | 312   | 45       | 10/17/88    |
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|  | O | 5,516,003        | 05/14/96 | Hebert               | 221   | 130      | 10/28/96    |
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|  | S | US 6,302,293 B1  | 10/16/01 | Wittern, Jr., et al. | 221   | 92       | 04/16/99    |
|  | T | US 6,513,887, B2 | 02/04/03 | Paczkowski et al.    | 312   | 45       | 01/05/01    |

#### FOREIGN PATENT DOCUMENTS

|  |   | DOCUMENT NO.    | DATE     | COUNTRY | CLASS | SUBCLASS | TRANSLATION<br>YES      NO |
|--|---|-----------------|----------|---------|-------|----------|----------------------------|
|  | U | PCT/US03/024897 | 08/07/03 | PCT     |       |          |                            |

#### NON-PATENT DOCUMENTS

|  |  |   |      |
|--|--|---|------|
|  |  | DOCUMENT (Including Author, Title, Source, and Pertinent Pages) | DATE |
|  |  |   |      |

|          |                 |
|----------|-----------------|
| EXAMINER | DATE CONSIDERED |
|----------|-----------------|

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.